

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HIGHWAYS AND TRANSPORTATION**

**Call to Order:** Chair Llew Jones, on March 3, 2011 at 3:00 PM, in Room 405 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Llew Jones, Chairman (R)  
Sen. Jon Sonju, Vice Chairman (R)  
Sen. Ron Arthun (R)  
Sen. Anders Blewett (D)  
Sen. Edward Buttrey (R)  
Sen. Jim Keane (D)  
Sen. Carmine Mowbray (R)  
Sen. Gene Vuckovich (D)

##### **Members Excused:**

Sen. Mary Caferro (D)  
Sen. Bruce Tutvedt (R)  
Sen. David E. Wanzonried (D)  
Sen. Ryan Zinke (R)

##### **Members Absent:**

None

##### **Staff Present:**

Kirk Lundby, Committee Secretary  
Rachel Weiss, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 178, 2/21/2011; HB 213, 2/21/2011; HB 251,  
2/21/2011  
Executive Action: HB 187 Do Concur As Amended  
HB 210 Do Concur

**EXECUTIVE ACTION ON HB 187**

00:01:40     **Motion:** Sen. Sonju moved that **HB 187 BE CONCURRED IN**.

00:02:44     **Motion:** Sen. Buttrey moved that **HB 187 BE AMENDED**.  
**EXHIBIT**(his48a01)

**Discussion:**

00:03:19     Rachel Weiss, Legislative Services Division (LSD)

00:03:57     **Vote:** Motion carried 8-0 by voice vote of those present and voting.

00:04:01     **Motion/Vote:** Sen. Sonju moved that **HB 187 BE CONCURRED IN AS AMENDED**. Motion carried 8-0 by voice vote of those present and voting. Sen. Mowbray will carry the bill.

**EXECUTIVE ACTION ON HB 210**

00:05:05     **Motion/Vote:** Sen. Sonju moved that **HB 210 BE CONCURRED IN**. Motion carried 8-0 by voice vote of those present and voting. Sen. Buttrey will carry the bill.

**Discussion:**

00:05:45     Chairman Jones

00:06:20     recess

00:19:53     reconvene

**HEARING ON HB 251**

**Opening Statement by Sponsor:**

00:19:59     Rep. Brian Hoven (R), HD 24, opened the hearing on HB 251, Eliminate requirement for a rear flagger on oversized loads.

00:22:44     Sen. Wanzon entered the committee room

**Proponents' Testimony:**

00:25:16     Brad Griffin, Managing Director, Montana Equipment Dealers Association (MEDA)

00:27:04     Mike Anderson, representing Frontline Agriculture

00:29:14     Steve Wade, representing the Montana Contractors Association (MCA)

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:30:16 Sen. Wanzenried  
 00:30:40 Brad Griffin, (MEDA)  
 00:31:52 Rep. Hoven  
 00:32:03 Sen. Wanzenried  
 00:32:28 Rep. Hoven  
 00:32:50 Brad Griffin  
 00:32:58 Sen. Wanzenried  
 00:33:09 Sen. Keane  
 00:33:42 Brad Griffin  
 00:34:32 Sen. Keane  
 00:34:48 Brad Griffin

**Closing by Sponsor:**

00:35:03 Rep. Hoven

**HEARING ON HB 178**

**Opening Statement by Sponsor:**

00:38:08 Rep. David Howard (R), HD 60, opened the hearing on HB 178, Verify lawful presence in US before issuing driver's license or ID card.

[EXHIBIT\(his48a02\)](#)

**Proponents' Testimony:**

00:40:26 Pat McCain  
 00:41:26 Brenda Nordlund, Administrator, Motor Vehicle Division, Department of Justice (DOJ)  
 00:45:55 Roger Hagan, representing the American Legion of Montana  
 00:47:50 Lisa Wamsley  
 00:48:51 Paul Nachman

[EXHIBIT\(his48a03\)](#)

00:54:02 Roger Nummerdor

[EXHIBIT\(his48a04\)](#)

**Opponents' Testimony:**

00:55:46 Jamee Greer, representing the Montana Human Rights Network (MHRN)  
 00:57:55 Sarah Rossi, representing the Montana Coalition Against Domestic and Sexual Violence (MCADSV)

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

01:00:48 Sen. Keane  
01:01:09 Brenda Nordlund, (DOJ)  
01:02:56 Sen. Keane  
01:03:06 Brenda Nordlund

**Closing by Sponsor:**

01:03:40 Rep. Howard  
[EXHIBIT\(his48a05\)](#)

**HEARING ON HB 213**

**Opening Statement by Sponsor:**

01:05:58 Rep. Bill Harris (R), HD 30, opened the hearing on HB 213, Allow operation of electric transportation vehicles by persons with disabilities.

**Proponents' Testimony:**

01:07:41 Ed Butcher, representing himself  
01:13:20 Tracy Drube, representing herself  
[EXHIBIT\(his48a06\)](#)  
[EXHIBIT\(his48a07\)](#)  
01:18:57 Shyla Patera, representing the North Central Independent Living Services (NCILS)  
01:22:07 Pat Sanders, representing the Department of Public Health and Human Services (DPHHS)  
01:23:02 Brenda Nordlund, (DOJ)  
[EXHIBIT\(his48a08\)](#)  
[EXHIBIT\(his48a09\)](#)

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

01:27:56 Chairman Jones  
01:28:08 Rep. Harris  
01:29:28 Ed Butcher

01:30:55 Sen. Arthun

01:31:17 Rep. Harris

**Closing by Sponsor:**

01:32:02 Rep. Harris

**EXHIBIT**(his48a10)

**Adjournment:**

Adjournment:

01:34:09

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Kirk Lundby, Secretary

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Additional Documents:

**EXHIBIT**([his48aad.pdf](#))